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		Application Number	10/690,340
		Filing Date	October 21, 2003
		First Named Inventor	Mikhail Godkin
		Art Unit	2832
		Examiner Name	Bernard ROJAS
Total Number of Pages in This Submission	5	Attorney Docket Number	351999-991310

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Response to Non-Compliant Appeal Brief 2. Attachment - Substitute Status of Claims Section 3. Return postcard
<input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> Remarks The Director is hereby authorized to charge or credit any fees that may be associated with this communication to Deposit Account No. 07-1896. A duplicate copy of this page is enclosed.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	DLA Piper US LLP		
Signature			
Printed name	Gerald T. Sekimura		
Date	March 6, 2008	Reg. No.	30,103

CERTIFICATE OF TRANSMISSION/MAILING

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/690,340 Confirmation No. 2197
Applicant(s) : Mikhail Godkin
Filed : October 21, 2003
TC/A.U. : 2832
Examiner : Bernard ROJAS

Docket No. : 351999-991310
Customer No. : 29585

For: FLAT LINEAR VOICE COIL ACTUATOR WITH PLANAR COILS AND A SPRING-TYPE CHARACTERISTIC

Mail Stop Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

RESPONSE

Responsive to the Notice of Non-Compliant Appeal Brief mailed February 26, 2008, having a period for response of one (1) month, submitted herewith is the following page for Applicant's Appeal Brief:

Substitute Status of Claims section.

REMARKS

The Patent Appeal Center Specialist ("Specialist") has indicated that Status of Claims section of the brief submitted by Applicant did not contain a statement of the status of all claims. The Specialist invited Applicant to only submit the defective section of the brief.

Applicant respectfully submits a substitute Status of Claims section which now also lists allowed claims 24-31 and objected to claims 5, 9, 11, 12, 15-18, 20-23, 33 and 38. The substitute section contains page 3, so as to preserve the page numbering as presented in the originally filed brief.

Conclusion

For the foregoing reasons set forth above, it is respectfully submitted that Applicant's Brief on Appeal now satisfies the requirements of 37 CFR 41.37(c)(1)(iii).

The Commissioner is hereby authorized to charge any fees that may be associated with this communication to Deposit Account No. 07-1896.

Respectfully submitted,

DLA PIPER US LLP

Date: March 6, 2008

By:


Gerald T. Sekimura
Reg. No. 30,103

DLA PIPER US LLP
153 Townsend Street, Suite 800
San Francisco, CA 94107
Telephone: 415-836-2500
Facsimile: 415-836-2501

Customer No. 29585

Status of Claims

Claims 1 through 40 are pending in the application. Claims 24-31 have been allowed by the Examiner. Claims 5, 9, 11, 12, 15-18, 20-23, 33 and 38 have been objected to by the Examiner. Claims 1-4, 6-8, 10, 13, 14, 19, 32, 34-37, 39 and 40, have been finally rejected by the Examiner. This is an appeal of the rejection of claims 1-4, 6-8, 10, 13, 14, 19, 32, 34-37, 39 and 40.